

SENATE BILL No. 235

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-18-25.

Synopsis: Special group recognition license plates. Authorizes a special group recognition license plate to be displayed on a motorcycle. Requires, after January 1, 2007, certain special groups that participate in the special group recognition license plate program (program) to sell or renew at least 4,000 plates the first 4 years of a 5 year cycle in order to continue participating in the program. Provides that: (1) special groups that participate in the program may request that the bureau of motor vehicles (BMV) collect a \$25 annual fee on behalf of the group; (2) the fee then is deposited by the BMV in a trust fund for the special group established by the treasurer; and (3) on June 30 of each year, the commissioner of the BMV distributes the money from the fund to the special group. Prohibits the BMV from disclosing information that identifies certain persons to whom special group license plates have been issued. Sets the procedure for collection of the annual fee by the BMV. Makes a technical correction. Repeals the current law governing the termination of issuance of special group recognition license plates. Makes an appropriation.

Effective: Upon passage; July 1, 2006.

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January 9, 2006, read first time and referred to Committee on Commerce and Transportation.

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Introduced

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

SENATE BILL No. 235

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles and to make an appropriation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-18-25-1.7, AS AMENDED BY P.L.2-2005,
2 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2006]: Sec. 1.7. ~~Section 15~~ **Section 15.1** of this chapter does
4 not apply to a college or university special group recognition license
5 plate.

6 SECTION 2. IC 9-18-25-7 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. A special group
8 recognition license plate issued under this chapter may be displayed on
9 the following:

- 10 (1) A passenger motor vehicle.
11 (2) A truck registered as a truck with a declared gross weight of
12 not more than eleven thousand (11,000) pounds.
13 (3) A recreational vehicle.
14 **(4) A motorcycle.**

15 SECTION 3. IC 9-18-25-15.1 IS ADDED TO THE INDIANA
16 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
17 [EFFECTIVE JULY 1, 2006]: **Sec 15.1. (a) This subsection applies**

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to license plates issued:

(1) for a special group under this chapter; and

(2) for a five (5) year plate cycle under IC 9-18-2-47(a) that begins before January 1, 2007.

If the bureau determines that less than two thousand (2,000) of the license plates issued for the special group are sold or renewed in the first four (4) years of the plate cycle, the bureau may not issue license plates for the special group after December 31 of the last year of the plate cycle.

(b) This subsection applies to license plates issued:

(1) for a special group under this chapter; and

(2) for a five (5) year plate cycle under IC 9-18-2-47(a) that begins after December 31, 2006.

If the bureau determines that less than four thousand (4,000) of the license plates issued for the special group are sold or renewed in the first four (4) years of the plate cycle, the bureau may not issue license plates for the special group after December 31 of the last year of the plate cycle.

SECTION 4. IC 9-18-25-17.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: Sec. 17.5. (a) This section applies to a special group if at least five thousand (5,000) of the special group's license plates are issued under this chapter during one (1) calendar year beginning after December 31, 2004.

(b) Notwithstanding section 3 2 of this chapter, the representatives of the special group may petition the bureau to design a distinctive license plate that identifies a vehicle as being registered to a person who is a member of the special group.

(c) The design of the special group license plate must include a basic design for the special group recognition license plate with consecutive numerals or letters, or both, to properly identify the vehicle.

(d) A special group license plate must be treated with special reflective material designed to increase the visibility and legibility of the special group license plate.

(e) Beginning with the calendar year following the year in which the representatives petition the bureau under subsection (b), the bureau shall issue the special group's license plate to a person who is eligible to register a vehicle under this title who:

(1) completes an application for the license plate; and

(2) pays the following fees:

(A) The appropriate fee under IC 9-29-5-38(a).

(B) An annual fee of twenty-five dollars (\$25).

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(f) The annual fee referred to in subsection (e)(2)(B) shall be collected by the bureau and deposited in a trust fund for the special group established under subsection (g). However, the bureau shall retain two dollars (\$2) for each license plate issued until the cost of designing and issuing the special group license plate is recovered by the bureau.

(g) The treasurer of state shall establish a trust fund for each special group for which the bureau collects fees under this section.

(h) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds are invested. Interest that accrues from these investments shall be deposited in the fund. Money in the fund is continuously appropriated for the purposes of this section. Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(i) The commissioner shall administer the fund. Expenses of administering the fund shall be paid from money in the fund.

(j) On June 30 of each year, the commissioner shall distribute the money from the fund to the special group for which the bureau has collected fees under this section.

(k) The bureau may not disclose information that identifies the persons to whom special group license plates have been issued under this section. ~~to the special group.~~

SECTION 5. IC 9-18-25-17.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2006]: **Sec. 17.7. (a) Notwithstanding any other law, representatives of a special group that participates in the special group recognition plate program may request that the bureau collect an annual fee of twenty-five dollars (\$25) on behalf of the special group.**

(b) If a request is made under subsection (a), the bureau shall collect the following fees:

(1) The appropriate fee under IC 9-29-5-38(a).

(2) An annual fee of twenty-five dollars (\$25).

(c) The annual fee referred to in subsection (b)(2) shall be collected by the bureau and deposited in a trust fund for the special group established under subsection (d).

(d) The treasurer of state shall establish a trust fund for each special group for which the bureau collects fees under this section.

(e) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public funds are invested. Interest that accrues

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from these investments shall be deposited in the fund. Money in the fund is continuously appropriated for the purposes of this section. Money in the fund at the end of a state fiscal year does not revert to the state general fund.

(f) The commissioner shall administer the fund. Expenses of administering the fund shall be paid from money in the fund.

(g) Before June 30 of each year, the commissioner shall distribute the money from the fund to the special group for which the bureau has collected fees under this section.

(h) The bureau may not disclose information that identifies the persons to whom special group license plates have been issued under this section.

(i) If:

(1) representatives of a special group have collected an annual fee as set forth in subsection (a) from purchasers of the special group recognition license plates that was paid directly to the special group; and

(2) the representatives of the special group request the bureau to collect the annual fee on behalf of the special group as set forth in subsection (a);

representatives of the special group may request the bureau to change the method of collection of the annual fee for the following plate cycle under IC 9-18-2-47(a). The representatives of the special group may make only one (1) request under this subsection per plate cycle under IC 9-18-2-47(a).

(j) If:

(1) the bureau collects an annual fee as set forth in subsection (a) on behalf of a special group; and

(2) representatives of the special group request the bureau to cease collection of the annual fee as set forth in subsection (a) on behalf of the special group as the annual fee will be paid directly to the special group by purchasers of the special group recognition license plates;

representatives of the special group may request the bureau to change the method of collection of the annual fee for the following plate cycle under IC 9-18-2-47(a). The representatives of the special group may make only one (1) request under this subsection per plate cycle under IC 9-18-2-47(a).

SECTION 6. IC 9-18-25-15 IS REPEALED [EFFECTIVE JULY 1, 2006].

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